

Since Applicant did timely file a response to the Notice to File Missing Parts, the application is not abandoned, and there is no need to file a petition to revive or payment of the associated petition fee.

Serial No.: 10/028,371

Applicant requests entry of the attached Response to Notice to File Missing Parts with Declaration and Power of Attorney and an expedited office action due to the delay in the prosecution of this application.

The undersigned hereby affirms that the Response to Notice to File Missing Parts that was dated April 10, 2002 was hand carried to the Patent and Trademark Office on April 10, 2002, and was thus timely filed.

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 50-1088, including petition fees, extra claim fees and extensions of time.

Respectfully submitted,
CLARK & BRODY

By



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Docket No.: 60578-0186
Date: December 4, 2003



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/028,371	12/28/2001	Richard Magnuson	60578-0186

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CONFIRMATION NO. 3354

ABANDONMENT/TERMINATION
LETTER



0600000011334741

Date Mailed: 11/24/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/01/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

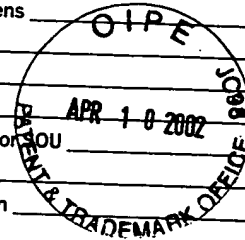
PART 2 - COPY TO BE RETURNED WITH RESPONSE



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PLEASE DATE STAMP & RETURN

Docket No.	<u>60578-0186</u>	SN	<u>10/028372</u>	Appln. Filing Dt	<u>12/28/2001</u>
Patent No./Reg. No.				Grant Date	
Applicant	<u>Magnuson</u>			Attorney	<u>CSC</u>
Ma.					
Patent Application					
Pages of Specification					
Number of Claims					
Sheets of Drawings					
Assignment	<u>W/ Recordation Cover Sheet</u>				
Small Entity Claimed					
Declaration/POA	<u>executed</u>				
IDS					
Preliminary Amendment					
Claim of Priority / Priority Doc.					
Amendment/Response					
Extension of Time					
Issue Fee					
Maintenance Fee					
TM Application					
Drawings/Specimens					
TM Assignment					
TM Response					
Statement of Use	<u>APR 10 2002</u>				
Extension of Time for SOU					
Section 8 or 8&15					
Notice of Opposition					
Renewal					
Other	<u>Response To Notice To File Missing Parts of Application</u>				
Printed By	<u>mlh</u>				
Check for \$	<u>130.00 + 110.00 + 40.00</u>				
Due Date	<u>5/1/02</u>				
Today's Date	<u>4/10/2002</u>				
Check No.	<u>Dep Acct.</u>				



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